

# **EXHIBIT A**

1  
2 UNITED STATES DISTRICT COURT  
3 NORTHERN DISTRICT OF CALIFORNIA  
4 SAN FRANCISCO DIVISION  
5 MASTER CASE NO: 3:07-cv-05944-SC  
6 INDIVIDUAL CASE NO. 3:13-cv-01173-SC  
7 MDL NO. 1917  
8

9 In Re: CATHODE RAY TUBE (CRT)  
10 ANTITRUST LITIGATION  
11 - - - - -

12 This Document Relates To :  
13 All ACTIONS  
14 - - - - -

15 HIGHLY CONFIDENTIAL TRANSCRIPT  
16 VIDEOTAPED TRANSCRIPT of Vincent  
17 Sampietro in the above-entitled matter, as taken by  
18 and before LORRAINE B. ABATE, a Certified Shorthand  
19 Reporter and Notary Public of the State of New York,  
20 Registered Professional Reporter and Certified Live  
21 Note Reporter, held at the offices of Weil Gotshal &  
22 Manges, 767 Fifth Avenue, New York, New York on June  
23 25, 2014, commencing at 9:51 a.m., pursuant to  
24 Notice.  
25

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2 knowledge, always been based in San Diego?

3 A. To my knowledge, yes.

4 Q. Did SMCA ever manufacture televisions?

10:37 5 A. Yes, SMCA manufactured televisions.

6 Q. During what time period did that take  
7 place?

8 A. 1979 to 2001, 2002 time frame.

9 Q. And what is the reason that SMCA stopped  
10:37 10 making televisions?

11 MR. BENSON: Objection to form. Beyond  
12 the scope. You can answer on the basis of your  
13 personal knowledge.

14 A. My understanding it was no longer  
10:38 15 profitable to make -- manufacture TVs in Memphis,  
16 Tennessee.

17 Q. And did SMCA make CRT televisions?

18 A. Yes, SMCA manufactured CRT televisions.

19 Q. Did they --

10:38 20 A. TV, televisions.

21 Q. Did they -- I'm sorry, I didn't mean to  
22 interrupt.

23 Did they also make LCD televisions?

24 A. SMCA did not make LCD TVs.

10:38 25 Q. When SMCA stopped making televisions in

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2       saying that to Dr. Houseman a year in advance, but I  
3       don't think that would be a typical situation, but I  
4       know it could be possible to negotiate a year in  
18:16 5       advance.

6           Q.       Do you recall instances where that took  
7       place? Sorry, to be clear, that prices were  
8       negotiated a year in advance?

9           A.       Yes, there were instances. Typically it  
18:16 10       was six month intervals.

11          Q.       Typically six months?

12          A.       Yes.

13          Q.       During the relevant period, '95 to 2007,  
14       did anyone at SEMA or SMCA have any knowledge or I  
18:17 15       should say, any belief, that CRT tube manufacturers  
16       were exchanging information or meeting together?

17               MR. BENSON: Objection to form. Vague.

18          A.       Not to my knowledge.

19          Q.       When you say your knowledge, you mean  
18:17 20       those two companies' knowledge?

21          A.       I can speak for myself and information  
22       that I have been advised from our counsel. So  
23       including SEMA, excluding SEMA?

24          Q.       Forgive me. So based on your  
18:18 25       preparation for today's deposition, is your

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2 understanding that no one at SEMA or SMCA had  
3 knowledge of any competitor meetings among CRT tube  
4 manufacturers?

18:18 5           A.       That is correct.

6           Q.       Did you ever have any -- in your role as  
7 a procurement officer, did you ever have any  
8 understanding or suspicion that such meetings were or  
9 were not taking place?

18:18 10           MR. BENSON: Objection to form. Asked  
11 and answered.

12           A.       I have no knowledge of any meetings  
13 taking place.

14           Q.       And are you aware of anyone at SEMA or  
18:18 15 SMCA ever having undertaken any effort to determine  
16 whether competitors were having meetings or  
17 exchanging information?

18           MR. BENSON: Objection to form. Beyond  
19 the scope. You can answer if you have personal  
18:19 20 knowledge.

21           A.       No, I'm not aware.

22           Q.       Did you ever have any reason to believe  
23 that the prices that were being offered -- strike  
24 that. Let me rephrase.

18:19 25           Did anyone at SEMA or SMCA, including

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2       you, ever have any reason to believe that the prices  
3       that were being offered by CRT tube manufacturers  
4       were not the result of vigorous competition?

18:19 5                       MR. BENSON: Objection to form. Vague.

6           A.       Not to my knowledge.

7           Q.       And was it your belief in your personal  
8       performance of procurement activities that the CRT  
9       tube makers that were endeavoring to sell to the  
18:19 10      Sharp entities were competing vigorously and making  
11      every effort to get your business?

12                     MR. BENSON: To be clear, he is asking  
13      in your personal capacity.

14                     MR. HEMLOCK: I did say that.

18:20 15           A.       Yes, that is my belief.

16           Q.       And did you get that impression based on  
17      your meetings and communications with various tube  
18      manufacturers?

19                     MR. BENSON: Objection to form. Vague.

18:20 20           A.       Yes, that is correct.

21                     MR. HEMLOCK: I would like to mark as  
22      Exhibit 3620. It is SHARP-CRT-212452 and it is  
23      a Japanese document. We will provide a  
24      translation. Appearing to have the date June  
18:21 25      13, 2002. And I'll give you the translation

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2 my objection.

3 MR. HEMLOCK: Okay.

4 Q. What is your understanding as to the  
18:59 5 criminal charges that were lodged against Sharp  
6 Corporation with respect to LCD panel price fixing?

7 MR. BENSON: I object as beyond the  
8 scope. You can answer based on the basis of  
9 your personal knowledge.

18:59 10 A. I have very limited knowledge. I  
11 remember seeing on the internet about some resolution  
12 between Sharp and Apple. That's the degree of my  
13 knowledge concerning the subject matter.

14 Q. What preparation did you do with respect  
19:00 15 to topic 31, this topic?

16 MR. BENSON: Objection to form. When  
17 you say topic 31, you mean the topic about which  
18 we agreed to make a witness available?

19 MR. HEMLOCK: Whatever it was that you  
19:00 20 guys -- just on this topic.

21 MR. BENSON: To the extent you recall.

22 A. Yeah. The study or work that I did on  
23 topic 31 involved was anybody, anyone at SMCA or SEMA  
24 involved in the procurement of CRTs and later  
19:00 25 possibly involved in the sale of LCDs. To my

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2       knowledge -- and to my knowledge, no one was  
3       involved.

4           Q.       And you're not aware of the terms of  
19:00 5       Sharp's plea, Sharp Corporation's plea, the scope of  
6       the plea, the scope of the conduct to which they pled  
7       guilty, you have no awareness of that?

8           MR. BENSON:   Objection to form.   Asked  
9       and answered.   Beyond the scope.   You can answer  
19:01 10       on the basis of your personal knowledge.

11       A.       No, I'm not aware.

12           MR. HEMLOCK:   Okay.   I think I'm done  
13       for today -- a few more minutes.   Apologies.

14       Q.       One of the other two other topics that  
19:01 15       you were noticed for are related to the search for  
16       documents for this litigation and the retention of  
17       documents; is that correct?

18       A.       Okay.

19       Q.       And did you prepare to testify on those  
19:01 20       two topics?

21       A.       Yes, I'm prepared.

22       Q.       And what was the -- did Sharp have a  
23       document retention policy during the relevant period?

24           MR. BENSON:   Objection to form.   Vague.

19:02 25       A.       SMCA had a retention policy that went